

Catherine Wang
Direct Phone: +1.202.373.6037
Direct Fax: +1.202.373.6001
catherine.wang@bingham.com

December 23, 2013

Via Electronic Filing

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Room TW-A325
Washington, D.C. 20554

Re: Notice of Ex Parte Presentation: IB Docket No. 11-109; DA 12-1863, IB Docket No. 12-340; IBFS File Nos. SATMOD-20101118-00239; SAT-MOD-20120928-00160; SAT-MOD-20120928-00161; SES-MOD-20121001-00872; RM-11681; WT Docket No. 12-327

Dear Ms. Dortch:

On December 20, 2013, on behalf of the GPS Innovation Alliance, Russell H. Fox, counsel for Trimble Navigation Limited (“Trimble”); M. Anne Swanson, counsel for Garmin International, Inc. (“Garmin”); and the undersigned, as counsel for Deere & Company (“Deere”) met with Jonathan Chambers, Chief of the Office of Strategic Planning & Policy Analysis; Jennifer Tatel, Associate General Counsel; and Charles Mathias, Associate Bureau Chief, Wireless Telecommunications Bureau. (Trimble, Garmin and Deere are all founding members of the GPS Innovation Alliance and are collectively referred to herein as the “GPS Parties.”)

As active participants in the above-referenced proceedings, the GPS Parties expressed their continuing interest in the Commission’s consideration of the various pending applications, revised proposals, and petitions filed by LightSquared Subsidiary LLC (“LightSquared”), including LightSquared’s pending Petition for Declaratory Ruling urging the Commission to declare, among other things, that Global Positioning System (“GPS”) receivers should not be protected from harmful overload interference.¹

We discussed the Commission’s obligation and stated desire to protect GPS from harmful interference and pledged continued support for the Commission’s efforts toward developing strategies for fostering new spectrum uses that address the growing demand for LTE-based services but protect GPS receivers and services from interference. In that regard, we discussed the status of various LightSquared proceedings before the Commission and the view of the GPS Parties, as set forth in their comments and reply

¹

See LightSquared Petition for Declaratory Ruling, filed December 20, 2011.

Beijing
Boston
Frankfurt
Hartford
Hong Kong
Lexington (GSC)
London
Los Angeles
New York
Orange County
San Francisco
Santa Monica
Silicon Valley
Tokyo
Washington

Bingham McCutchen LLP
2020 K Street NW
Washington, DC
20006-1806

T +1.202.373.6000
F +1.202.373.6001
bingham.com

December 23, 2013

Page 2

comments on the record, that the technical interference concerns raised by LightSquared's filings have not been resolved.²

Given the potential significant harm to the extensive consumer, commercial, and government use of GPS receivers and the Commission's obligation to protect GPS, the GPS Parties reiterated their view that the Commission should not permit the operations proposed in LightSquared's pending requests unless and until such technical interference concerns have been resolved in transparent, public notice and comment rulemaking proceedings, as was done with 2 GHz Mobile Satellite Spectrum now known as AWS-4 spectrum.

The GPS Parties restated their commitment to work with the Commission staff and the parties in these proceedings to provide a better understanding of the interference threat that LightSquared's proposed operation raises for the many millions of government, business, and consumer users that rely on GPS for various applications, including uses critical to health and safety services and major industries.

Please do not hesitate to contact the undersigned with any questions.

Respectfully Submitted,

/electronically signed/

Russell H. Fox
Counsel for Trimble Navigation Limited

M. Anne Swanson
Counsel for Garmin International, Inc.

Catherine Wang
Counsel for Deere & Company

cc: Jonathan Chambers
Jennifer Tatel
Charles Mathias

² See, e.g., Comments of the GPS Innovation Alliance, IB Docket No. 12-340, *et al.* (filed Sept. 6, 2013); *see also* Reply Comments of the GPS Innovation Alliance, IB Docket No. 12-340, *et al.* (filed Sept. 23, 2013).